



6-27-07

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Arindam DATTA et al.	Confirmation No.:	9031
Serial No.:	10/749,742	Art Unit:	3762
Filed:	December 30, 2003	Examiner:	To Be Assigned
Title:	RETICULATED ELASTOMERIC MATRICES, THEIR MANUFACTURE AND USE IN IMPLANTABLE DEVICES	Attorney Docket No:	11300-003-999
		(CAM:	803525-999002)

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject United States patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application. This Third Supplemental Information Disclosure Statement supplements the Second Supplemental Information Disclosure Statement filed on August 5, 2005, the Supplemental Information Disclosure Statement filed on December 9, 2004 and the Information Disclosure Statement filed on November 3, 2004.

An enclosure accompanying this Third Supplemental Information Disclosure Statement is an INFORMATION DISCLOSURE STATEMENT BY APPLICANT (for References A64 and A65).

Copies of References A64 and A65, being a United States Patent Application Publication and a United States Patent, respectively, are not submitted herewith pursuant to 37 C.F.R. § 1.98(a)(2)(ii) but will be submitted if requested by the Office. Applicants note that Reference A64 relates to United States patent application no. 10/848,624 of Arindam DATTA et al. filed May 17, 2004, which is co-pending with the subject United States patent application. Each co-pending application is assigned to Biomerix Corporation. Each co-pending application claims priority to a United States provisional patent application filed on May 15, 2003 and to International patent application no. PCT/US03/33750.

This Third Supplemental Information Disclosure Statement is filed under 37 C.F.R. § 1.97(b) before the mailing of a first Office action on the merits. Therefore, no fee is believed to be due for this Third Supplemental Information Disclosure Statement. Should the United States Patent and Trademark Office determine otherwise, the Commissioner is authorized to charge any required fee to Jones Day Deposit Account No. 50-3013.

No admission is made that the information cited in this Third Supplemental Information Disclosure Statement is, or is considered to be, material to patentability nor a representation that a search has been made. 37 C.F.R. §§ 1.97(g) and (h).

Respectfully submitted,

Date: June 25, 2007

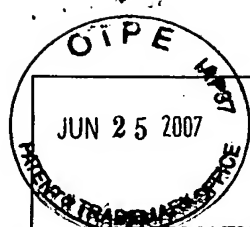
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Enclosure



Substitute for Form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT
(Use several sheets if necessary)

ATTY DOCKET NO.
11300-003-999
(CAM: 803525-999002)

APPLICATION NO.
10/749,742

APPLICANT:
Arindam DATTA et al.

FILING DATE:
December 30, 2003

ART UNIT: 3762 CONF. NO.: 9031

U.S. PATENT DOCUMENTS

EXAMINER'S INITIALS*	Cite No.	DOCUMENT NUMBER	DATE MM/DD/YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A64	US 2005/0043816 A1	02/24/05	Datta et al.	
	A65	5,296,518	03/22/94	Grasel et al.	

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS*	Cite No.	Country Code, Number, Kind of Code (if known)	DATE MM/DD/YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	TRANSLATION	
						YES	NO
	B03						

NON PATENT LITERATURE DOCUMENTS

EXAMINER'S INITIALS*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, etc.), date, page(s), volume, publisher, city and/or country where published., etc.
	C12	

EXAMINER
NYI-4001198v1

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.